



**DEPARTMENT OF THE NAVY  
OFFICE OF THE GENERAL COUNSEL  
1000 NAVY PENTAGON  
WASHINGTON, D.C. 20350-1000**

AGC(E) 03099  
September 23, 2003

MEMORANDUM FOR DEPARTMENT OF THE NAVY INVITEES

Subj: THE 2003 HENRY M. "SCOOP" JACKSON DISTINGUISHED SERVICE  
AWARD DINNER

Ref: (a) ASD(PA) ltr dated September 22, 2003

The Jewish Institute for National Security Affairs (JINSA) will present the 2003 Henry M. "Scoop" Jackson Distinguished Service Award to Representative Jane Harman and Representative Jim Saxton at a reception and dinner event to be held at the Ritz Carlton Hotel in Arlington, Virginia on October 27, 2003. In addition, a special presentation, "The Grateful Nation Award" will be presented to one individual from each of the five uniformed branches of the U.S. Armed Forces and Special Operations. Approximately 600 people are expected to attend this event representing Congress, the Executive Branch, private industry, and foreign governments. A number of Department of the Navy (DON) employees have received complimentary invitations to the event.

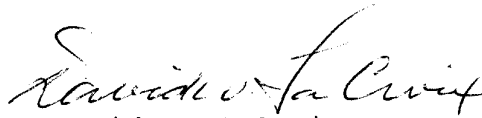
By reference (a), The Department of Defense (DOD) determined that this event is a social event that DOD employees may not attend in their official capacities unless attendance is for the purpose of presenting a speech on a DDOD subject within the speaker's official cognizance or for the purpose of receiving an award. For the purposes of attendance by DOD employees in their personal capacities as specified in 5 C.F.R. 2635.204(g)(2), Widely Attended Gatherings, DOD has concluded that there may be a community relations interest in attending this event as it may present an opportunity to significantly enhance DOD's community relations mission with non-Federal attendees.

The DON has determined that acceptance of free attendance at this event qualifies as an exception to the general gift prohibition under 5 C.F.R. 2635.204(g)(2), Widely Attended Gatherings. This memorandum constitutes a blanket determination of agency interest in accordance with 5 C.F.R. 2635.204(g)(3)(ii). This memorandum also constitutes a finding under 5 C.F.R. 2635.204(g)(3)(i) that DON's interest in having employees attend this event outweighs concerns that the acceptance of the gift of free attendance may or may appear to improperly influence the employee in the performance of his official duties. Accordingly, DON employees may attend this

event in their personal capacities and accept free food, refreshments, and entertainment furnished to all attendees as an integral part of the event. Accompanying spouses or guests may also accept free attendance to the event. DON employees may not accept travel expenses, lodgings, entertainment collateral to the event, or meals other than in a group setting with all other attendees.

Because this is a fundraising event, DON employees are reminded that they are prohibited from officially participating in, endorsing, or otherwise using their official titles, positions, or authority to further this fundraising effort.

Questions concerning this event should be directed to your local ethics counselor.

A handwritten signature in black ink, reading "David W. LaCroix". The signature is fluid and cursive, with the first name "David" and last name "LaCroix" clearly legible.

David W. LaCroix  
Assistant General Counsel (Ethics)